

S. H. K. V. 11

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE NEW YORK TIMES COMPANY and
PAUL VON ZIEBBAUER,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
DEFENSE and DEPARTMENT OF THE
ARMY,

Defendants.
-----X

ECF CASE

07 Civ. 7481 (RJS)

STIPULATION AND
ORDER OF DISMISSAL



IT IS HEREBY STIPULATED AND AGREED by and between plaintiffs, the New York Times Company and Paul Von Zeilbauer, and defendants United States Department of Defense and the Department of the Army, that pursuant to Federal Rule of Civil Procedure 41(a)(2), the above-captioned action is hereby dismissed, with prejudice, as against the Department of the Army.

Dated: New York, New York
April 1, 2008

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
Attorney for Defendants

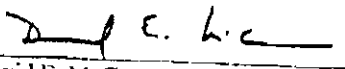
By:

A handwritten signature in black ink, appearing to read "Lara K. Eshkenazi".

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Dated: New York, New York
April 1, 2008

THE NEW YORK TIMES COMPANY
LEGAL DEPARTMENT
Attorneys for Plaintiff


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SO ORDERED


UNITED STATES DISTRICT JUDGE

4/3/08